

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

DENNIS O'BRIEN and  
BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF SANTA FE,

Plaintiffs,

vs.

No. 11-CV-409 JB/WDS

DAVID E. MITCHELL,  
Personal Representative  
of the Estate of Walter Mitchell, Deceased,

Defendant.

**STIPULATED MOTION FOR FIRM TRIAL SETTING**

COME NOW the Plaintiffs, by undersigned counsel, with the concurrence of Defendant, by Santiago E. Juarez, Esq., and after consultation with the Court's Courtroom Deputy, and respectfully move the Court for a firm trial setting on August 13-15, 2012.

THE GROUNDS for this motion are that the Court previously set jury selection and a jury trial of this matter on a trailing docket commencing on July 16, 2012 (see Doc. No. 23), but both parties desire a firm trial setting if possible; the parties estimate that the case will take three days to try; and the Courtroom Deputy has advised counsel for the parties that the requested dates set forth above (August 13-15, 2012) presently are available for a trial.

Undersigned counsel has consulted with Mr. Juarez and he hereby confirms that Mr. Juarez concurs with the instant motion.

Respectfully submitted,

/s/ Michael Dickman

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**Attorney for Plaintiffs**

**CERTIFICATE OF SERVICE**

I certify that I caused a copy of this motion  
to be electronically served on

Santiago E. Juarez, Esq.

on the date of filing hereof  
at his email addresses as registered on CM/ECF

**/s/ Michael Dickman**

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**MICHAEL DICKMAN**